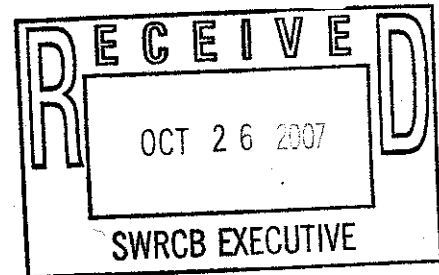


October 26, 2007

Jeanine Townsend  
Acting Clerk to the Board  
State Water Resources Control Board  
1001 I Street, 24<sup>th</sup> Floor  
Sacramento, CA 95814

12/4/07 Bd. Mtg.  
Water Recycling Policy  
Deadline: 10/26/07 Noon



**Subject: Comment Letter – Water Recycling Policy**

Dear Chair Doduc and Members of the Board:

The East Bay Dischargers Authority and its member agencies appreciate the State Water Board's intent to develop a Water Recycling Policy. The Authority and its member agencies have been successfully recycling wastewater since 1978. The Authority generally supports the comments submitted by other wastewater agencies. Therefore, our comments will be limited to Item Nos. 17 & 18 on page 6 of the draft Policy. These items are related to future liability and financial means.

Both of these items are significant disincentives to water recycling and should be substantially revised or deleted from the Policy. Although these issues are important, the State Water Board should not dictate how liability and financial responsibility should be assigned. It is highly unlikely that any wastewater agency would accept these onerous terms and the result would be to limit future water recycling in California. Liability and financial responsibility should be a negotiated item between the parties entering into a groundwater recharge agreement. Therefore, the Authority suggests that the Policy be revised to simply indicate that these two issues should be addressed by the parties entering into an agreement for groundwater recharge.

Thank you for considering our comments.

Sincerely,

Charles V. Weir  
General Manager

c: Commissioners  
Member Agency Managers  
BACWA

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